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UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

WASHINGTON TOXICS COALITION,)	
NORTHWEST COALITION FOR)	Civ. No. C01-0132C
ALTERNATIVES TO PESTICIDES,)	
PACIFIC COAST FEDERATION OF)	
FISHERMEN'S ASSOCIATIONS, and)	REPLY IN SUPPORT OF PLAINTIFFS'
INSTITUTE FOR FISHERIES RESOURCES,)	MOTION FOR RELIEF FROM DEADLINE
)	
Plaintiffs,)	
)	
v.)	
)	
ENVIRONMENTAL PROTECTION)	
AGENCY, and STEPHEN L. JOHNSON,)	
Acting Administrator, ¹)	
)	
Defendants,)	
)	
AMERICAN CROP PROTECTION)	
ASSOCIATION, et al.,)	
)	
Intervenor-Defendants.)	

Defendant Environmental Protection Agency ("EPA") and intervenor-defendants

¹ Please note that pursuant to Fed. R. Civ. P. 25(d)(1), Stephen L. Johnson, Acting Administrator, is substituted as a defendant for Michael O. Leavitt, Administrator.

1 CropLife America et al. object that plaintiffs' motion for relief from deadline for filing
2 documentation in support of plaintiffs' motion to modify July 2, 2002 Order did not explain the
3 relevance of this material to the motion. Plaintiffs Washington Toxics Coalition et al. sought to
4 avoid presenting any argument in the motion and believed that the documents' relevance was
5 apparent from the context and accompanying declaration. To clear up the feigned confusion,
6 plaintiffs provide the following explanation of the documents' relevance.

7 As the Declaration of Erika Schreder explains, the documents were obtained in response
8 to the same public records request as the draft nonconcurrence letter from the National Marine
9 Fisheries Service ("NMFS") submitted in support of plaintiffs' motion. Second Declaration of
10 Erika Schreder (Mar. 28, 2005) at ¶¶ 2-6. In opposition to that motion, EPA and CropLife
11 contended that the draft NMFS letter was never sent to EPA and was not properly authenticated.
12 The additional documentation substantiates the authenticity of the draft NMFS letter and further
13 supports the content of that draft letter in the form of other similar letters that were transmitted to
14 EPA. The additional document is relevant to the same arguments for which plaintiffs cite the
15 draft NMFS letter.

16 Respectfully submitted this 4th day of April, 2005.

17
18 /s/ Patti Goldman
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CERTIFICATE OF SERVICE

I am a citizen of the United States and a resident of the State of Washington. I am over 18 years of age and not a party to this action. My business address is 705 Second Avenue, Suite 203, Seattle, Washington 98104.

On April 4, 2005, I served a true and correct copy of:

1. Reply in Support of Plaintiffs' Motion for Relief from Deadline
on the parties listed below:

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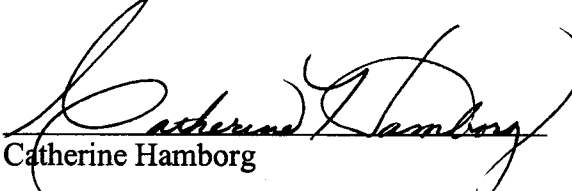
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18 I, Catherine Hamborg, declare under penalty of perjury that the foregoing is true and
19 correct. Executed this 4th day of April, 2005, at Seattle, Washington.

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Catherine Hamborg